THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.8941 of 2007

Dated:26.04.2007

Between:

T. Venkateswara Rao and others.

..... PETITIONERS

AND

The Revenue Divisional Officer, Sanga Reddy,
Medak District, and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.8941 of 2007

ORDER:

The petitioners allege that they purchased land admeasuring Acs.9.00 in survey Nos.267 and 267/E situated at Cheriyal Village, Sanga Reddy Taluq, Medak District, under registered sale deeds dated 11.08.1982. They also obtained pattadar passbooks (PPBs) and title deeds (TDs) in respect of said land. On 22.01.2007, they approached first respondent by filing an application for survey and demarcation of the land. Even before any action could be initiated on said application, they filed instant writ petition seeking a writ of Mandamus directing the respondents to conduct survey and demarcate of the land.

After hearing the learned counsel for the petitioners and the learned Assistant Government Pleader for Revenue (General-T), this Court is of the considered that the writ petition as laid is not maintainable. First the Revenue Divisional Officer (RDO) is not proper authority to conduct survey and it is only second respondent or the Mandal Revenue Officer (MRO) concerned who can take up survey and demarcation operations. Secondly, even according to the petitioners, the application was made on 22.01.2007, though they purchased the land sometime in August 1982. The delay, if any, on the part of the respondents in conducting survey is not so arbitrary warranting exercise of jurisdiction under Article 226 of the Constitution of India.

The writ petition is accordingly dismissed. No costs.

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(**V.V.S.RAO, J**)

26th April, 2007
ghn